

GOVERNMENT OF TELANGANA
ABSTRACT

Public Services – Forest Department – Disciplinary action against Sri Md. Ghulam Hussain, Forest Range Officer(Retd), formerly worked in Shadnagar of SF, Mahabubnagar Division – Imposition of the penalty of 5% cut in pension for a period of (3) years – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (For.III) DEPARTMENT

G.O.MS.No. 27

Dated: 05-06-2015

Read the following:

1. From the Prl.CCF Lr.Rc.No.10507/2012/K3, 7-5-2013 & Dated:29-9-2013.
2. G.M.No.3573/For.IV/A1/2013-1, Dated 03-01-2015.
3. From Sri Mohd. Ghulam Hussain, FRO (Retd), Dated.18-02-2015
4. Govt. Lr.No.3573/For.III/A1/2013-3, dt.26-03-2015
5. From the Secy., TSPSC, Lr.No.245/RT/TSPSC/2015, dt.03-06-2015

ORDER:

In his letters first read above the Principal Chief Conservator of Forests has stated that an Article of Charge was issued against Sri Md. Gulam Hussain, Forest Range Officer, formerly worked in Shadnagar of Social Forestry, Mahabubnagar Division vide Rc. No.56081/2008/PXT3, dt:17.02.2009 on the following counts:-

Article-I : Neglect of duty resulting in un-accounting of Rule lifter by him under SGRY Scheme, during the years 2004-2005, 2005-06 to the extent of 57/170 Kgs of rice worth of Rs.4,57,360/- which was acknowledged by him, during the period he was holding charge of Social Forestry Range Shadnagar from 11.03.2005 to 28.09.2006.

Article-II : Gross negligence of duty in "non submission of rice account used for works execution, through monthly case accounts" for the total quantity of rice lifted by him for the period 2004-05 and 2005-06.

2. The Chief Conservator of Forests, P&E Circle, Hyderabad and Divisional Forest Officer, Social Forestry Division, Mahabubnagar were appointed as Common Inquiry Officer and Presenting Officer respectively for conducting the regular inquiry. The Inquiry Officer conducted the enquiry and submitted findings vide Chief Conservator of Forest, P&E, Hyderabad Rc. No.3281/2009/M2, dated 07-3-2012 in which he held the charge proved against the applicant. Hence, the findings were communicated to the applicant through final Notice vide Principal Chief Conservator of Forests Ref.No.10507/2012/K-II/1, dated 27-3-2012.

3. Aggrieved with the above final Notice, Sri Md. Gulam Hussain, Forest Range Officer has filed O.A.No.3273/2012 in the APAT. The Hon'ble APAT, Hyderabad has passed orders in O.A.No.3273/2012, dt.01-04-2013 as follows:-

"The Respondent No.1 who has no competency and jurisdiction has issued impugned notice to applicant, who has retired from service. As per Rule-9 of A.P. Revised Pension Rules, 1980 it is only the

Government to issue notice and initiate. In view of the above, the final notice bearing Rc.No.10507/2012/K-II/1, dt:27-3-2013 issued by the Respondent No.1 is without jurisdiction and as such, is liable to be set aside. The Respondents are not precluded from issuing notice by the competent authority and take action as per A.P. Revised Pension Rules. The O.A. is disposed of accordingly"

4. As per the direction of the Hon'ble APAT, Hyderabad, the findings of the Inquiry Officer were communicated to Sri Md. Gulam Hussain, Forest Range Officer vide Govt. Memo, dated 14-11-2013 since he has retired from the service on superannuation. Sri Md. Gulam Hussain, Forest Range Officer (Retd) acknowledged the same and submitted his explanation on 09-12-2013.

5. Government, after careful examination of the matter, with reference to the remarks of Principal Chief Conservator of Forests, further explanation of the Charged Officer and the material made available, has observed that the charge is held proved and provisionally decided to impose a penalty of 5% cut in pension for a period of (3) years against Sri Md. Gulam Hussain, Forest Range Officer (Retd), under rule-9 (2) of A.P. Revised Pension Rules, 1980.

6. Accordingly, Show Cause Notice was issued to Sri Md. Ghulam Hussain, Forest Range Officer (Retd) vide Memo 2nd read above. The Charged Officer has submitted his further explanation vide reference 3rd read above. The concurrence of the Telangana State Public Service Commission has been obtained vide reference 5th read above.

7. Government, after careful examination of the matter hereby order to impose a penalty of 5% cut in pension for a period of (3) years, against Sri Md. Ghulam Hussain, Forest Range Officer(Retd), formerly worked in Shadnagar of SF, Mahabubnagar Division, under rule-9 of A.P. Revised Pension Rules, 1980.

8. The Principal Chief Conservator of Forests, Telangana, Hyderabad is requested to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

RAJESHWAR TIWARI
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Prl. Chief Conservator of Forests, Telangana, Hyderabad.
The individual (through the Prl. Chief Conservator of Forests,
Telangana, Hyderabad)
The Accountant General (A&E), Telangana, Hyderabad.
The Director of Treasuries & Accounts, Telangana, Hyderabad.
The Secretary, TS Public Service Commission, Hyderabad
(w.r.t. Lr.No. 245/RT/TSPSC/2015, dt.03-06-2015)
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER